

Docket No. 217860US0XPCT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

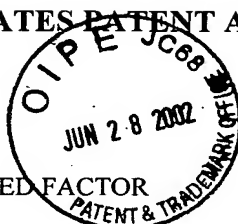
IN RE APPLICATION OF: Toshio OTA, et al.

SERIAL NUMBER: 10/030,271

FILING DATE: January 8, 2002

FOR: APOPTOSIS-ASSOCIATED FACTOR

ATTN: APPLICATION BRANCH



FILING OF DECLARATION UNDER 37 CFR 1.53(f)

ASSISTANT COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231

SIR:

Responsive to the notification dated March 28, 2002, and in accordance with the provisions of 37 CFR 1.53(f), Applicants submit herewith a Rule 63 Declaration. The required fee was paid at the time of filing the application.

The Declaration enclosed herewith contains the Title of the Invention and Inventor(s) name(s) and is believed, in combination with the application serial number and filing date contained in this cover letter, to adequately identify the above-identified application in accordance with 37 CFR 1.63, as set forth in MPEP Section 601.01.

In light of the foregoing, this application is deemed to be in proper condition for examination and such favorable action is earnestly solicited.

Respectfully Submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.

A handwritten signature in black ink, appearing to read "Norman F. Oblon", written over a horizontal line.

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DECLARATION OF Yuri HIO

I, Yuri HIO am the fourth-named inventor of the above-identified application which is the national phase of PCT U.S. Application based on PCT/JP00/04516 filed July 6, 2000.

Subsequent to the filing of the International application, I have married and changed my surname. Specifically, my maiden name in the International application is "KAWAI". My true and correct married name, **Yuri HIO**, has been set forth on the Declaration, Power of Attorney and Petition filed herewith.

I declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Date: May 30, 2002

Yuri HIO
Yuri HIO
(Married Name)

Yuri Kawai
Formerly Yuri KAWAI
(Maiden Name)

4508-19-201, Yana, Kisarazu-shi, Chiba, 292-0812, JAPAN